

Remarks/Arguments

Claims 52, 54-58, 60-62, 64-68, 70-72, 74-78, 80-86, 88-93, 95 and 96 are pending in the Application.

Claims 52, 60-62, 64-66, 70-72, 74-75, 80-86, 88-93, and 95-96 stand rejected.

Claims 54-58, 67-68 and 76-78 are objected to.

Claims 54-57, 67 and 76-77 are amended herein.

Claims 52, 60-62, 64-66, 70-72, 74-75, 80-86, 88-93, and 95-96 are cancelled herein.

I. REJECTIONS UNDER 35 U.S.C. §§ 102(a) AND 103(a) OVER CHEN

In the Final Office Action, the Examiner has rejected Claims 52, 60-62, 64-66, 70-72, 74, 75, 80-86, 88-93, 95 and 96 under 35 U.S.C. § 102(a) as being anticipated by or, in the alternative under 35 U.S.C. § 103(a) as being obvious over Chen *et al.*, “Chemical attachment of organic functional groups to single walled carbon nanotube material,” *Journal of Materials Research*, Vol. 13, No. 9, Sept. 1998, pp. 2423-2431 (“Chen”). Final Office Action, at 2.

Applicant has cancelled Claims 52, 60-62, 64-66, 70-72, 74, 75, 80-86, 88-93, 95 and 96, and therefore the rejection of these claims is now moot.

II. OBJECTED TO CLAIMS

In the Final Office Action, the Examiner has indicated that Claims 54-58, 67, 68 and 76-78 are objected to. The Examiner has apparently objected to these claims in that they are dependent claims that depend (directly or indirectly) from rejected independent claims.

Applicant has amended Claims 54-57, 67 and 76-77 by rewriting them in independent form including all of the limitations of the base claim and any intervening claims.

As to Claims 58, 68 and 78, these depend from Claims 57, 67 and 77, respectively, which latter set of claims have been re-written in independent form.

Accordingly, all of the objected claims are now written in independent form (Claims 54-57, 67 and 76-77) or depend from a claim written in independent form (Claims 57, 67 and 77).

In light of the foregoing, Applicant respectfully requests that the Examiner withdraw his objection to Claims 54-58, 67, 68 and 76-78.

III. CONCLUSION

As a result of the foregoing, it is asserted by Applicant that the Claims in the Application are now in a condition for allowance, and respectfully requests allowance of such Claims.

Applicant respectfully requests that the Examiner call Applicant's attorney at the below listed number if the Examiner believes that such a discussion would be helpful in resolving any remaining problems.

RESPECTFULLY SUBMITTED,

WINSTEAD SECHREST & MINICK P.C.

Attorneys for Applicant

By: _____

Ross Spencer Garsson
Reg. No. 38,150

P.O. Box 50784
Dallas, Texas 75201
(512) 370-2870